

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION
CRIMINAL APPLICATION NO. 1421 OF 2005

Shri Jitu Lalchand Sonkar ..Applicant.

V/s.

The State of Maharashtra .. Respondent.

Shri Manoj J. Bhatt for the Applicant.
 Shri R.Y. Mirza, APP for Respondent -State.

CORAM : A.M.KHANWILKAR, J.
DATED : MARCH 03, 2005

PC :-

. Heard the learned counsel for the parties.
 Perused the record.

2. Indeed, I had cancelled the bail which was granted to the applicant by this court for the reasons recorded in my order dated 28th January, 2005. The learned counsel for the Applicant submits that the applicant comes from the poor family and is the only earning member of the family. Besides, he has suffered for the mistake committed by him in not attending the police station during the relevant period as per the order dated 23rd February, 2004. The applicant undertakes through his counsel that he

shall abide by the said condition if released on bail. Undertaking of the applicant to report to the concerned police station and to attend every date of the trial, is accepted. I am persuaded to show indulgence to the applicant as the record indicates that the role of the applicant is only of accompanying the main accused, who inflicted one single blow, which resulted in death of the deceased.

2. In the circumstances, the applicant is released on bail on the same conditions on which he was released by this court vide order dated 23rd February, 2004 and on assurance given by the applicant through his counsel as recorded earlier, on executing fresh bond.

3. In addition to the conditions stipulated in the order dated 23rd February, 2004, the applicant shall co-operate for early disposal of the trial. If the trial court is of the opinion that he is responsible for delay in trial that fact be recorded in the Rozanama, which can be a ground for cancellation of bail.

4. Application disposed of accordingly.

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